

FOR THE DISTRICT OF DELAWARE

Defendants.

Jury Trial Demanded

Defendant.

**DEFENDANT DRBA'S RESPONSE TO PLAINTIFF'S
MOTION TO EXTEND THE TIME TO ORDER THE TRANSCRIPT**

Defendant, Delaware River and Bay Authority (“DRBA”) does not oppose plaintiff’s motion to extend the time for ordering transcripts, and requests that the extension be applicable to it as well.

2. DRBA does not believe it is appropriate to speculate on the outcome of any post-trial motions.

3. DRBA agrees that neither party should be required to order the entire trial transcript unless and until it becomes necessary.

4. DRBA has no objection to plaintiff's request, although it does not believe that either party is required to order transcripts in order to file post-trial motions. To the extent that the Court disagrees, DRBA respectfully requests that all parties be excused from ordering the entire transcript unless or until it is deemed necessary.

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CERTIFICATE OF SERVICE

I hereby certify that on February 21, 2006, I electronically filed with the Clerk of Court DEFENDANT DRBA'S RESPONSE TO PLAINTIFF'S MOTION TO EXTEND THE TIME TO ORDER THE TRANSCRIPT using CM/ECF which will send notification of such filing to the following:

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